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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DEMETRIC DI-AZ, OWEN DIAZ, and
LAMAR PATTERSON,

Plaintiffs,

v.

TESLA, INC. dba TESLA MOTORS, INC.;
CITISTAFF SOLUTIONS, INC.; WEST
VALLEY STAFFING GROUP;
CHARTWELL STAFFING SERVICES, INC.;
and DOES 1-50, inclusive,

Defendants.

Case No. 3:17-cv-06748-WHO

**[PROPOSED] ORDER REGARDING
PLAINTIFF'S MOTIONS *IN LIMINE*
NOS. 1-6**

Date: May 11, 2020
Time: 10:00 a.m.
Courtroom: 2, 17th Floor
Judge: Hon. William H. Orrick

Trial Date: June 8, 2020
Complaint filed: October 16, 2017

1 [PROPOSED] ORDER
2

3 On May 11, 2020 at 10:00 a.m., Plaintiff Owen Diaz's ("Plaintiff") Motions *in Limine*
4 were heard by the Hon. William H. Orrick via telephonic hearing. All parties were represented
5 by counsel.

6 After consideration of the papers and evidence submitted, and of the oral arguments by
7 the respective parties, the Court makes the following orders with respect to Plaintiff's Motions *in*
8 *Limine* Nos. 1-6 as follows:

9 1. Plaintiff's Motion *in Limine* No. 1 to exclude lay opinion testimony that racial slurs are
10 not offensive is hereby

11 _____ GRANTED

12 _____ DENIED

13 2. Plaintiff's Motion *in Limine* No. 2 to exclude the testimony of witness Ramon Martinez
14 is hereby

15 _____ GRANTED

16 _____ DENIED

17 3. Plaintiff's Motion *in Limine* No. 3 to exclude a written statement of Ramon Martinez is
18 hereby

19 _____ GRANTED

20 _____ DENIED

21 4. Plaintiff's Motion *in Limine* No. 4 to exclude testimony or evidence concerning the
22 workplace relationship between Plaintiff and Rothaj Foster is hereby

23 _____ GRANTED

24 _____ DENIED

25 5. Plaintiff's Motion *in Limine* No. 5 to exclude testimony or evidence concerning
26 Plaintiff's work performance is hereby

27 _____ GRANTED

28 _____ DENIED

1 6. Plaintiff's Motion *in Limine* No. 6 to exclude testimony or evidence concerning witness
2 Demetric Di-az's criminal history is hereby

3 _____ GRANTED

4 _____ DENIED

5
6 IT IS SO ORDERED.

7 DATED: _____, 2020

8 _____ Hon. William H. Orrick